

# DEPARTMENT OF PLANNING AND DEVELOPMENT CITY OF CHICAGO

September 12, 2022

Michael Ezgur Acosta Ezgur LLC 1030 W. Division Ave., Third Floor Chicago, IL 60642

Re: One-year sunset extension for PD 1341

Proposed hotel at 430-438 N. LaSalle St. and 142-150 W. Hubbard St.

Dear Mr. Ezgur:

Please be advised that your request for a one-year extension to the six-year construction period for Business Planned Development No. 1341 ("PD 1341") has been considered by the Department of Planning and Development pursuant to Section 17-13-0612-B of the Zoning Ordinance ("Ordinance") and Statement No. 19 of the Planned Development. Your client, PG Development, LLC, is the sole property owner of PD 1341.

PD 1341 was approved by the Chicago City Council on September 14, 2016. Statement No. 19 of the PD states that unless substantial construction has been commenced within six years following adoption of the PD, and unless completion is thereafter diligently pursued, then the PD shall expire, and the zoning shall revert to DX-7. Pursuant to Section 17-13-0612-B of the Ordinance, the 6-year period may be extended by up to one additional year if, before expiration, the Zoning Administrator receives a written request from the applicant stating the reasons for the proposed extension, and the Zoning Administrator determines that good cause for an extension is shown.

According to your request letter, construction of the proposed hotel development at 430-438 N. LaSalle St. and 142-152 W. Hubbard St. has been delayed due to litigation issues and the economic conditions resulting from the COVID-19 pandemic. After passage of PD 1341 in late 2016, litigation started with the owner and ground lessee/sublessor of the property. The litigation was not resolved until late 2019, and then as a result of the COVID pandemic shortly thereafter, new hotel development suffered. Current efforts are underway to move forward with a new hospitality company and additional time will allow these efforts to continue. Pursuant to the authority granted by the Chicago Zoning Ordinance and PD 1341, I hereby approve a one-year sunset extension from September 14, 2022, to September 14, 2023.

Patrick Murphey

Zoning Administrator

C: Mike Marmo, Janice Hill, Noah Szafraniec, Main file

9/14/2016

Reclassification Of Area Shown On Map No. 1-F.

(As Amended)
(Application No. 18710)
(Common Address: 430 -- 438 N. LaSalle St.
And 142 -- 150 W. Hubbard St.)

SPD 1341

[SO2016-1635]

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, be amended by changing all the DX-7 Downtown Mixed-Use District symbols and indications as shown on Map Number 1-F in the area bounded by:

the alley next north of and parallel to West Hubbard Street; North LaSalle Street; West Hubbard Street; and a line 105.66 feet west of and parallel to North LaSalle Street,

to the designation of a Business Planned Development which is hereby established in the area above described, subject to such use and bulk regulations as are set forth in the Plan of Development attached herewith and made a part thereof and to no others.

SECTION 2. This ordinance shall take effect upon its passage and due publication.

Plan of Development Statements referred to in this ordinance read as follows:

### Standard Planned Development Statements.

- 1. The area delineated herein as Business Planned Development Number 34/("Planned Development") consists of approximately 10,575 square feet of property which is depicted on the attached Planned Development Boundary and Property Line Map ("Property") and is owned or controlled by the PG Development LLC.
- 2. The requirements, obligations and conditions contained within this Planned Development shall be binding upon the applicant, its successors and assigns and, if different than the applicant, the legal titleholders and any ground lessors. All rights granted hereunder to the applicant shall inure to the benefit of the applicant's successors and assigns and, if different than the applicant, the legal titleholder and any ground lessors. Furthermore, pursuant to the requirements of Section 17-8-0400 of the Chicago Zoning Ordinance, the Property, at the time of application for amendments, modifications or changes (administrative, legislative or otherwise) to this Planned Development are made, shall be under single ownership or designated

32094

control. Single designated control is defined in Section 17-8-0400 of the Zoning Ordinance.

3. All applicable official reviews, approvals or permits are required to be obtained by the applicant or its successors, assignees or grantees. Any dedication or vacation of streets or alleys or grants of easements or any adjustment of the right-of-way shall require a separate submittal to the Department of Transportation on behalf of the applicant or its successors, assign or grantees.

Any requests for grants of privilege, or any items encroaching on the public way, shall be in compliance with the plans.

Ingress or egress shall be pursuant to the plans and may be subject to the review and approval of the Departments of Planning and Development and Transportation. Closure of all or any public street or alley during demolition or construction shall be subject to the review and approval of the Department of Transportation.

All work proposed in the public way must be designed and constructed in accordance with the Department of Transportation Construction Standards for Work in the Public Way and in compliance with the Municipal Code of the City of Chicago. Prior to the issuance of any Part II Approval, the submitted plans must be approved by the Department of Transportation.

- 4. This plan of development consists of 19 Statements; a Bulk Regulations Table; an Existing Zoning Map; an Existing Land-Use Map; a Planned Development Boundary and Property Line Map; a Right-of-Way Adjustment Map; Site Plan/Landscape Plan, Green Roof Plan and Building Elevations (North, South, East and West) prepared by Saroki Architecture and dated August 18, 21, 2016, submitted herein. In any instance where a provision of this Planned Development conflicts with the Chicago Building Code, the Building Code shall control. This Planned Development conforms to the intent and purpose of the Zoning Ordinance, and all requirements thereto, and satisfies the established criteria for approval as a Planned Development. In case of a conflict between the terms of this Planned Development ordinance and the Zoning Ordinance, this Planned Development ordinance shall control.
- 5. The following uses are permitted in the area delineated herein as a Business Planned Development: hotel, general retail sales, eating and drinking establishments, co-located wireless communication facilities and accessory and related uses.
- 6. On-premises signs and temporary signs, such as construction and marketing signs, shall be permitted within the Planned Development, subject to the review and approval of the Department of Planning and Development. Off-premises signs are prohibited within the boundary of the Planned Development.

- 7. For purposes of height measurement, the definitions in the Zoning Ordinance shall apply. The height of any building shall also be subject to height limitations, if any, established by the Federal Aviation Administration.
- 8. The maximum permitted Floor Area Ratio ("FAR") for the site shall be in accordance with the attached Bulk Regulations Table. For the purposes of FAR calculations and measurements, the definitions in the Zoning Ordinance shall apply. The permitted FAR identified in the Bulk Regulations Table has been determined using a Net Site Area of 10,575 square feet. The improvements to be constructed on the Property will utilize the following series of FAR bonuses summarized in Bonus Worksheet, attached as Exhibit A:

Description (List Of All Bonuses Applied For And Calculations)	FAR
Base FAR	7.00
Affordable Housing	1.75
Adopt-A-Landmark	1.40
Transit Infrastructure Improvements	1.40
Upper Level Setback	66
Total FAR	12.21

9. Pursuant to Section 17-4-1004-B4 of the Zoning Ordinance, the applicant has requested an increase in the floor area ratio for the Property, as set forth in the bonus worksheet required under Section 17-4-1003-D and attached hereto as Exhibit A ("Bonus Worksheet"). Projects receiving an affordable housing floor area bonus ("Eligible Building") must either provide on-site affordable housing units or make a cash payment to the city's Affordable Housing Opportunity Fund in accordance with formulas set forth in Section 17-4-1004-C. The applicant has elected to make a cash payment in lieu of providing on-site affordable housing units. In accordance with the formulas set forth in Section 17-4-1004-C and the Bonus Worksheet, the applicant acknowledges and agrees that it must make a cash

payment to the Affordable Housing Opportunity Fund in the amount of \$636,606.40 ("Cash Payment"). The applicant must make the required Cash Payment before the issuance of building permits for the construction of any building on the Property, including, without limitation, excavation or foundation permits, and must comply with all applicable affordable housing standards and requirements set forth in Section 17-4-1004, the terms of which are incorporated herein by this reference. (See also attached Exhibit B -- Affordable Housing Profile Form).

- 10. Pursuant to the Transit Infrastructure Improvements Bonus provisions of Section 17-4-1020 of the Zoning Ordinance, the applicant has requested an increase in the floor area permitted on the Property based on a cash contribution for public transit infrastructure improvements. The applicant shall make a cash contribution in the amount of Five Hundred Nine Thousand Two Hundred Ninety-Two Dollars (\$509,292.00), which corresponds to a floor area bonus of 1.40 over the net site area of 10,575 square feet for a bonus square footage of 14,805 square feet. Pursuant to Section 17-4-1020-A of the Zoning Ordinance, the applicant must enter into an agreement with the agency undertaking the improvements providing for such cash contribution. The Commissioner may require evidence that such cash contribution has been funded by the applicant as a condition to issuance of any Part II Approvals.
- 11. Pursuant to the Adopt-a-Landmark Bonus provisions of Section 17-4-1022 of the Zoning Ordinance, the applicant has requested an increase in the floor area of the Property based on the proposed restoration of concrete balconies at the Marina City residential towers located at 300 North State Street (the "Landmark Project"). Pursuant to Section 17-4-1022 of the Zoning Ordinance, the Commissioner of Department of Planning and Development (the "Commissioner"), acting on behalf of the City and the Commission on Chicago Landmarks, is authorized and directed to enter into an agreement with the Marina Towers Condominium Association, which is the association of owners of the Landmark Project established pursuant to the Illinois Condominium Property Act, regarding the manner in which funds for renovation work in the Landmark Building relating to the Adopt-A-Landmark Bonus, as approved by the Commission on Chicago Landmarks, will be used. On July 7, 2016, the Commission on Chicago Landmarks approved a scope of work and budget for the Landmark Project, providing for the expenditure of Five Hundred Nine Thousand Two Hundred Ninety-Two Dollars (\$509,292.00) in project costs (the "Project Costs"), which corresponds to a floor area bonus of 1.4 over the net site area of 10,575 square feet for a bonus square footage of 14,805 square feet. The agreement shall be in a form approved by the Corporation Counsel and shall be executed and submitted to the Department of Planning and Development prior to the issuance of any approvals pursuant to Section 17-13-0610 of the Chicago Municipal Code ("Part If"). The Commissioner may require evidence that the Project Costs have been funded by the applicant as a condition to issuance of any Part II Approvals. The terms and conditions of the Landmark Project Scope of Work and Budget may be modified administratively by the Commissioner in accordance with

- the provisions of Statement 15 of this Planned Development and as described in the Landmark Project Scope of Work and Budget.
- 12. Upon review and determination, "Part II Review", pursuant to Section 17-13-0610 of the Zoning Ordinance, a Part II Review fee shall be assessed by the Department of Planning and Development. The fee, as determined by staff at the time, is final and binding on the applicant and must be paid to the Department of Revenue prior to the issuance of any Part II Approval.
- 13. The Site and Landscape Plans shall be in substantial conformance with the Landscape Ordinance and any other corresponding regulations and guidelines. Final landscape plan review and approval will be by the Department of Planning and Development. Any interim reviews associated with site plan review or Part II Reviews, are conditional until final Part II Approval.
- 14. The applicant shall comply with Rules and Regulations for the Maintenance of Stockpiles promulgated by the Commissioners of the Departments of Streets and Sanitation, Fleet and Facility Management and Buildings, under Section 13-32-125 of the Municipal Code, or any other provision of that Code.
- 15. The terms and conditions of development under this Planned Development ordinance may be modified administratively, pursuant to section 17-13-0611-A of the Zoning Ordinance by the Zoning Administrator upon the application for such a modification by the applicant, its successors and assigns and, if different than the applicant, the legal titleholders and any ground lessors.
- 16. The applicant acknowledges that it is in the public interest to design, construct and maintain the project in a manner which promotes, enables and maximizes universal access throughout the Property. Plans for all buildings and improvements on the Property shall be reviewed and approved by the Mayor's Office for People with Disabilities to ensure compliance with all applicable laws and regulations related to access for persons with disabilities and to promote the highest standard of accessibility.
- 17. The applicant acknowledges that it is in the public interest to design, construct, renovate and maintain all buildings in a manner that provides healthier indoor environments, reduces operating costs and conserves energy and natural resources. The proposed Planned Development shall be in compliance with the Sustainable Development Policy by obtaining either LEED or Green Globe certification and by providing a green roof of at least 50 percent of Net Roof Area containing a green roof of 5,147 square feet and shall meet the applicable storm water requirements of the Department of Water Management.
- 18. The applicant commits to provide and fully-fund the following infrastructure improvements prior to issuance of the final occupancy certificate for the project:

- a. install countdown pedestrian signals at the intersection of LaSalle/Hubbard;
   and
- b. install a northbound left turn arrow at the LaSalle/Hubbard traffic signal.

The funding, design and provision of all infrastructure improvements detailed in this Statement 15: A) will be the responsibility of the applicant, B) will be subject to review and installation scheduling by the Department of Transportation, and C) must be designed and constructed in accordance with the Department of Transportation Construction Standards for Work in the Public Way in compliance with the Municipal Code of the City of Chicago.

19. This Planned Development shall be governed by Section 17-13-0612 of the Zoning Ordinance. Should this Planned Development ordinance lapse, the Commissioner of the Department of Planning and Development shall initiate a zoning map amendment to rezone the Property to the DX-7 Downtown Mixed-Use District.

[Existing Zoning Map; Existing Land-Use Map; Property Line and Right-of-Way Adjustment Map; Site Plan/Landscape Plan/Floor Plan Level 1; Green Roof Plan; and North, South, East and West Building Elevations referred to in these Plan of Development Statements printed on pages 32105 through 32113 of this Journal.]

Bulk Regulations and Data Table; Exhibit "A" (FAR Bonus Calculation Worksheet); and Exhibit "B" (2007 Affordable Housing Profile Form Rental) referred to in these Plan of Development Statements read as follows:

Bulk Regulations And Dala Table.

Site Area:

Gross Site Area:

24,210 square feet (0.56 acres)

Planned Development Area in the Public Way:

13,635 square feet (0.31 acres)

Net Site Area:

10,575 square feet (0.24 acres)

Maximum Floor Area Ratio: 12.21

Base FAR: 7.00

Affordable Housing: 1.75

Adopt-A-Landmark: 1.40

Transit Infrastructure Improvements: 1.40

Upper Level Setback: \_\_.66

Total FAR: 12.21

Total Buildable Area: 129,120 square feet

Maximum Height: 221 feet, 0 inches to the roof of the

highest occupied floor

235 feet, 0 inches to the roof of the

highest enclosed space

Hotel Rooms:

Maximum Number of Hotel

Rooms: 196 rooms

Setbacks from the Property Line: In substantial conformance with Site

Plan

Parking/Loading:

Off-Street Parking Spaces: 0 Spaces

Minimum Number of Bicycle

Space: 0 Spaces

Off-Street Loading Spaces: 1

ExhabitA

FINAL PURLICATION

CITY OF CHICAGO
DEPARTMENT OF HOUSING AND ECONOMIC DEVELOPMENT
BURFAU OF PLANNING AND ZONING
APPLICATION FOR ZONING BONUS REVIEW

### WORKSHEET: FAR BONUS CALCULATION

Property Address:430-438 N. La Selle St. & 142-150 W. Hubbard St.

Zoning District 42nd\_

### ON-SITE BONUSES

Amenity	Amenity areal (in sq ft.)	Lot area (in sq.ft.)	Premlum Factor	Base FAR	FAR Bonus   calculated	FAR Bonus Cap
Formula		В	C	<u> </u>	(A/B) · C · D	compare with
Affordable Housing – On-Site			4	(1)		1.00 (-5) 1.75 (-7) 2.50 (-10) 3.60 (-12) 4.80 (-16)
Public Plaza and Pocket Park			1 . 1			6
Chicago Riverwalk			1	Ì		-
Winter Garden			,	İ		3
Through-Block Connection (Indoor)			0.66			
Through-Block Connection (Outdoor)			1			
Sidewalk Widening			2			
Arcade			1.25			2
Water l'éature			0.3			1
Upper-Level Setbacks (-7 & -10 Districts)	23,152	10,575	0.3	0.66		1
Upper-Level Setbacks (-12 & -16 Districts)			0.4			25% of D
Lower-Level Planting Terrace	d a		1			
Green Roofs			0.3			2
Underground Parking (Levels -1 & -2)			0.15			30% of D
Underground Parking (Level -3 or lower)			0.2			30% of D
Underground Loading			0.15	- zenweze: **	Liver I I were the	30% of D
Parking Concealed by Occupiable Space			0.4	1	. L	25% of D

Total FAR Bonus
On-Site Improvements
0.66

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Calculation of Finan	cial Contribu	ution				
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			median cost of	mem, an or stress	Y	
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			Land Cost			
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Off-Site Park or Riverwalk Street Lighting and Landscaping	W <del>11885</del> 102 <del>220</del>	0.8			e de la serie	
ansi Station Improvements	14.805	0.5	\$43.00	7,00	\$509,292.00	
redway Improvements	22	0.8			i o pagraten i se	
Acopt-A-Landmork	14 805	0.8	\$43.00	7 00	\$509,292.00	
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Off-Site Park or Riverwalk					20% of II	
Street Lighting and Landscaping Transit Station Improvements	14,805	10,575	7	1.40	20% o' H	
Pedway Improvements		+		1.100	20% of H	
Adopt-A-Landmark	14,805	10,575	7	140	20% of H	
*## (***)	10.500	40.575	7	1.75	20% of H (-5) 75% of H (-7, -10)	
Attordable Housing	18,506	10.575		1.49	30% of H (-12, -16	
ti <del>salah ingalah salah salah salah 1.</del> Calamakan	302001 S <del>-1-1/2</del> 503		the state of the s		25% of H (-10)	
Education		1			30% of H (-12, -16	
If FAR Bonus calculated exceeds	FAR Bonus Cap, the	effective FAR Bonu	s for Off-Site Improve:	nents is equal to the	FAR Borrus Cap	
		Summ	ary			
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Base FAR			**** ********	7.00		
FAR Bonus for On-Site Improvem	ents		AMES CHARLESHI ALIV-LA	0.60		
			-		7. <del>1. 1. 1</del> . 4//2 <del>1. 1. 1.</del> 1	
FAR Bonus for Off-Site Improven	nents			4,55		
Total FAR				12.21		
Total Financial Contribution				\$1,655 190.40		
Total Financial Contribution		\$1,655 190	40			
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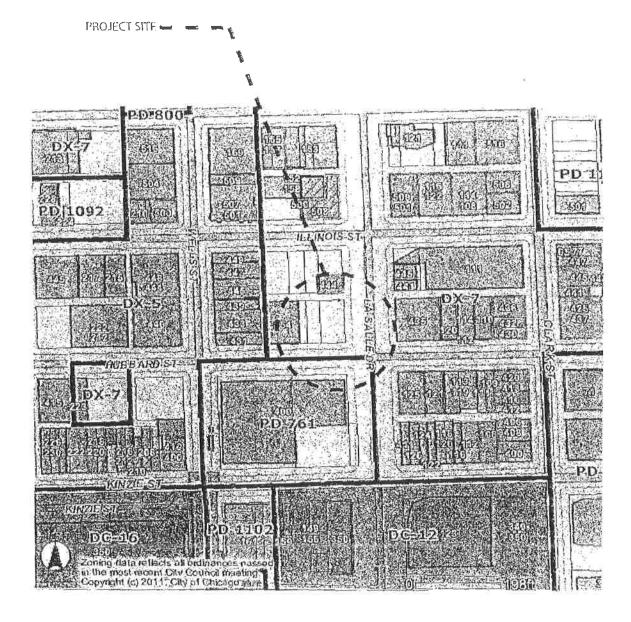
Exh.b. + B TRAN ITA Formando

Submit subject	THE CONTRACT OF THE PARTY OF TH
Counci	this form to the Department of Planning & Development (DPD) for projects that are I to the 2007 ARO. Projects submitted after October 13, 2015 – or that do not receive City II approval by July 13, 2016 – will be subject to the 2015 ARO. More information is online a cityofchicago.org/ARO.
	empleted form should be returned to: Kara Breems, DPD, 121 N. LeSalle Street, Chicago, 02. E-mall: kara.breems@cityofchlcago.org Telephone: (312) 744-6476
Date:	July 12, 2016
Dovelo Develo Ward: If you a	are working with a Planner at the City, what is his/her name? Daniel Kliaber
Туре о	City Involvement:  all that apply)  City Land  Financial Assistance (If recoiving TIF assistance, will TiF funds be used for housing construction?  of the TIF Eligible Expenses  Zoning increase and/or PD
Develo Develo Email : Telaph SECTI	oper Name: PG Development, LLC oper Contact (Project Coordinator): Jake Porritt oper Address: 755 W. Big Beaver, Troy Mt 48084 address: Jake@porrittgroup.com one Number: 248-688-9763 ON 3: DEVELOPMENT INFORMATION ordable units required
	For ARO projects:x 10%* =(always round up)  Total units total affordable units required   *20% if TIF assistance is provided
	For Density Bonus projects: X 25% =  Bonus Square Footage* Affordable sq. footage required
	*Note that the maximum allowed bonus is 20% of base FAR in dash-5; 25% in dash-7 or -10; an 30% of base FAR in dash-12 or -16 ( <a href="mailto:www.cityofchicago:org/zoning">www.cityofchicago:org/zoning</a> for zoning into).
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	Unit Type*	Number of Units	Number of Bedroo ms/Unit	Total Square Footage/Unit	Expected Market Rent	Proposed Affordable Rent*	Affordability (80% or less of AMI)	Unit M to pres
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Market Rate			-			N/A	- N/A	H
Units			1			N/A	N/A	T
	-		ļ	<del> </del>	<del>                                     </del>	N/A	N/A	1
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### EXISTING ZONING MAP

Applicant:

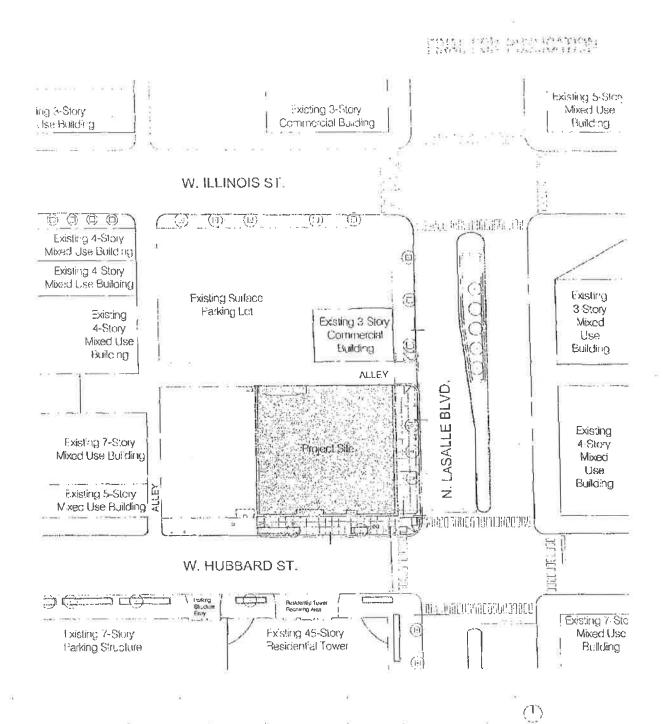
PG Development, LLC 430-438 N, La Salle St. & 142-150 W. Hubbard St.,

Project:

La Salle and Eubbard Hotel

Date:

38 18:2016





SAROKI ARAHUTECTURE

### EXISTING LAND USE MAP

Applicant:

PG Development, LLC

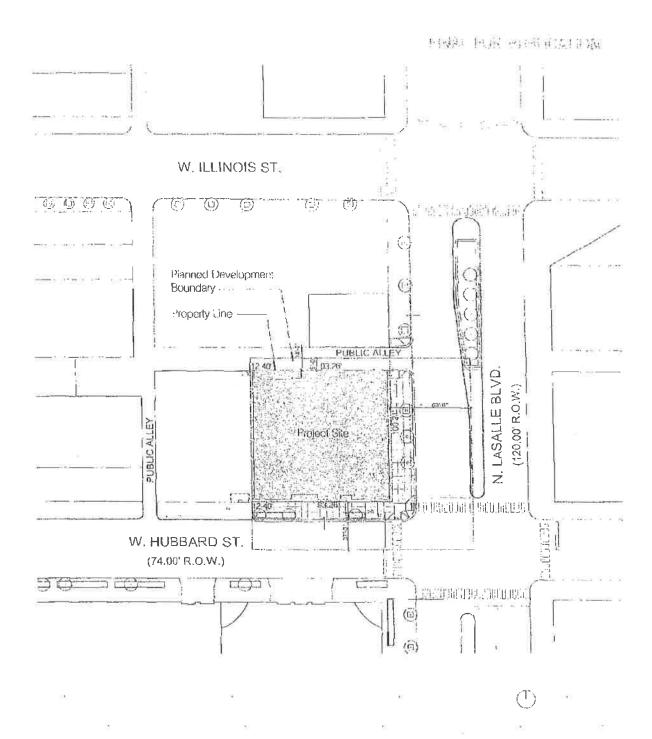
430-438 N. La Salle St. & 142-150 W. Hubbard St.

Project:

La Salle and Hubbard Hotel

Date:

08:18.2016





ARKHILLS CHORE

### PLANNED DEVELOPMENT, PROPERTY LINE & RIGHT OF WAY ADJUSTMENT MAP

Applicant:

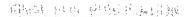
PG Development, LLC

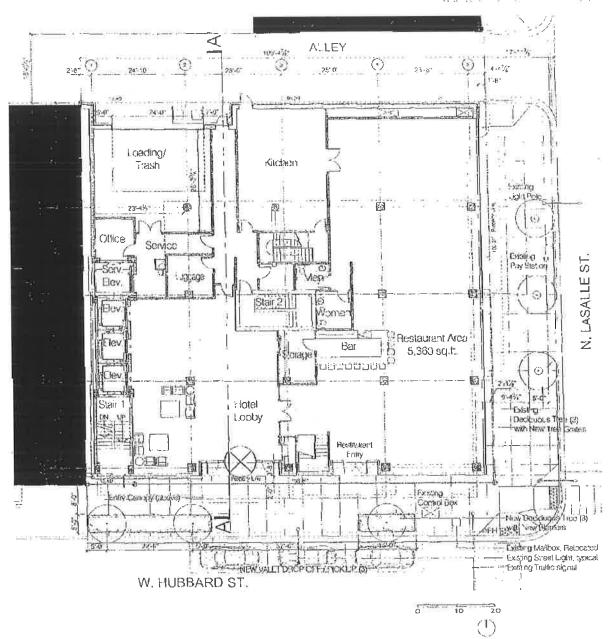
Project:

430-438 N. La Salle St. & 142-150 W. Hubberd St.

Date:

La Salle and Hubbard Hotel







ABCHURECTURE

#### SITE PLAN/LANDSCAPE PLAN/FLOOR PLAN LEVEL 1

Applicant:

PG Development, LLC

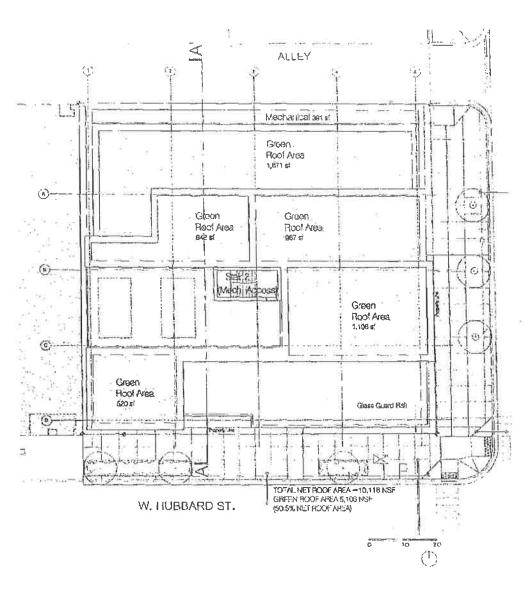
430 438 N. La Salle St. & 142 150 W. Hubbard St.

Project:

La Salle and Hubbard Hotel

Date:

PROBLEM SOUNDS FOREIGN





GREEN ROOF PLAN

Applicant:

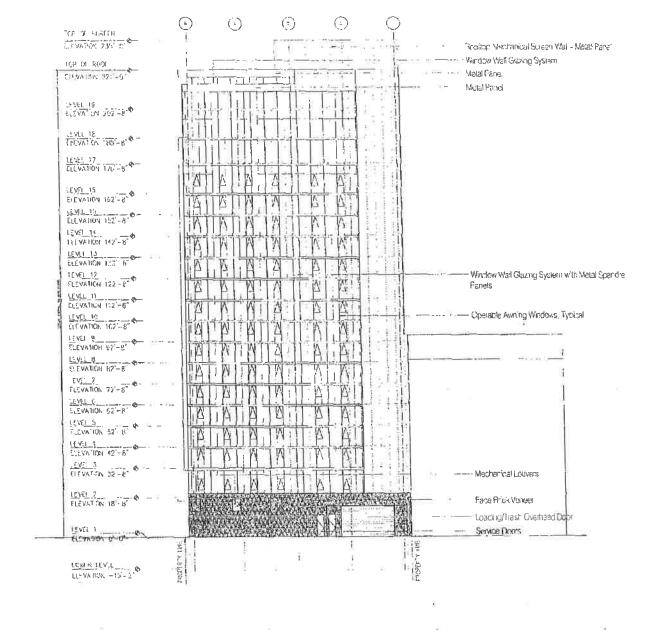
"PG Development, LLC

430 438 N. La Salle St. & 142 150 W. Hubbard St. La Salle and Hubbard Hold

Project: Date:

La Shile and Hubs UB 18 7016

### FINAL FOR MAGAZINESS





SAROKI ARCHITECTURE

#### **ELEVATION-NORTH**

Applicant:

PG Development, LLC

430-438 N. La Salle St. & 142-150 W Hubbard St.

0 10 20

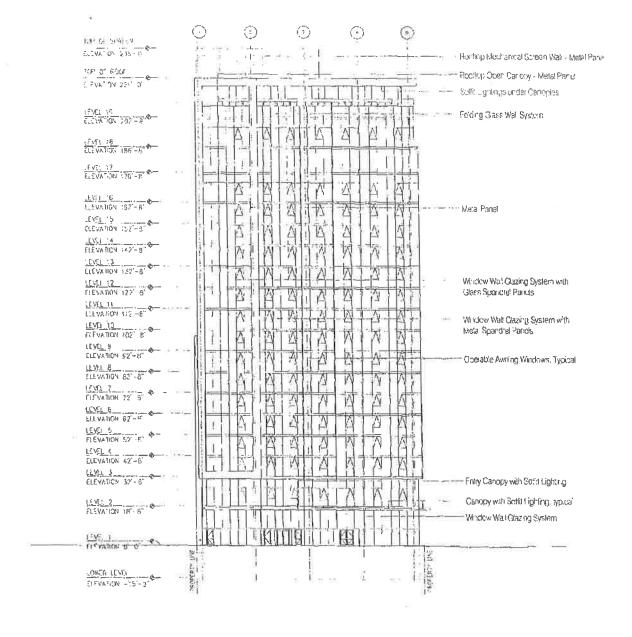
Project:

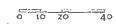
La Salle and Hubbard Hotel

Date:

08.18 2016

### FINA HIX MINING W







SAROKI

### ELEVATION-SOUTH (W, HUBBARD ST.)

Applicant:

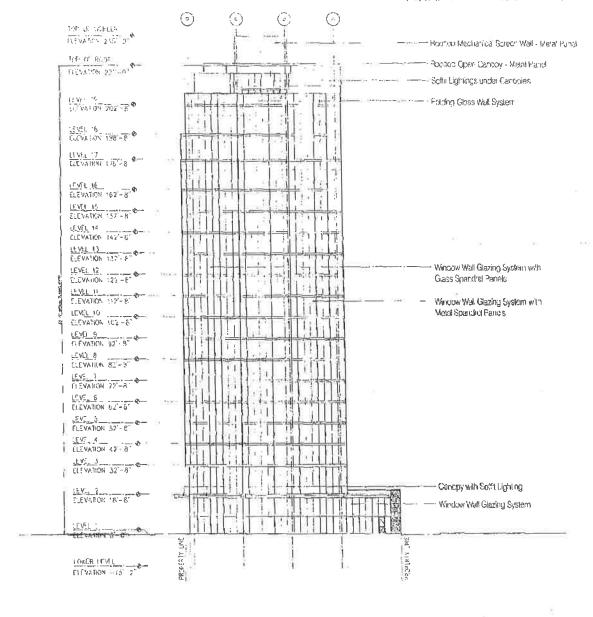
PG Development, LLC

La Salle and Hubbard Hotel

430-438 N. La Salle St. & 142-150 W. Hubbard St.

Project: Date:

### FINAL FOR PUBLICATION





SAROKI ARCHITECTURE

### ELEVATION-EAST (N. LASALLE ST.)

Applicant:

PG Development, LLC

430-438 N. La Salle St. & 142-150 W. Hubbard St.

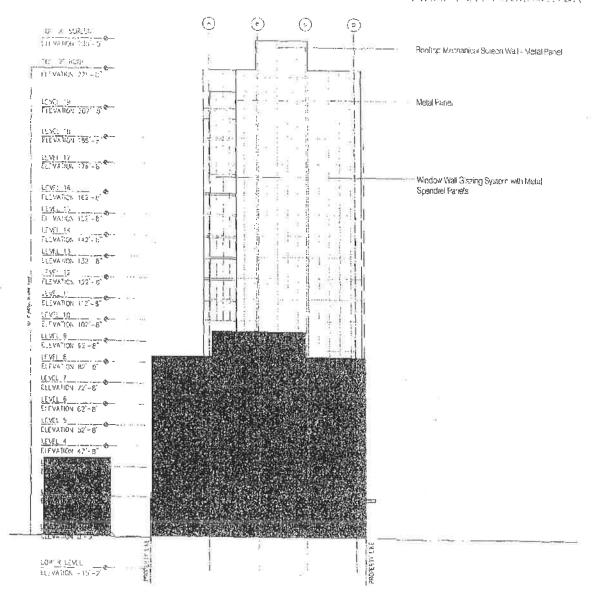
0 10 20

Project:

La Salle and Hubbard Hotel

Date:

## FIRST FOR PURSUAGE





SAROKI

### ELEVATION-WEST

Applicant:

PG Development, LLC

0 10 20

430-438 N. La Selle St. & 142-150 W. Hubbard St. La Salle and Hubbard Potel

Project: Date:

08:18:20:16